

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of NICHELLE MARTIN, JESSICA
MARTIN and DENIKO MILLER, Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

JACQUELINE MILLER, a/k/a JACKIE MILLER,

Respondent-Appellant,

and

RICK DRAKE, JEFF LOSEY and KENNETH
MILLER,

Respondents.

Before: Kelly, P.J., and Neff and Smolenski, JJ.

MEMORANDUM.

Respondent-appellant appeals as of right from the family court order terminating her parental rights to the minor children under MCL 712A.19b(3)(g); MSA 27.3178(598.19b)(3)(g). We affirm.

Respondent-appellant did not file a direct appeal from the trial court's order taking jurisdiction and may not now collaterally attack the trial court's exercise of jurisdiction over the minor child. *In re Hatcher*, 443 Mich 426, 444; 505 NW2d 834 (1993); *In re Bechard*, 211 Mich App 155, 159; 535 NW2d 220 (1995).

The family court did not clearly err in finding that the statutory ground for termination was established by clear and convincing evidence. MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445

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NW2d 161 (1989). Further, respondent-appellant failed to show that termination of her parental rights was clearly not in the children's best interests. MCL 712A.19b(5); MSA 27.3178(598.19b)(5); *In re Hall-Smith*, 222 Mich App 470, 473; 564 NW2d 156 (1997). The family court therefore did not err in terminating respondent-appellant's parental rights to the children. *Id.*

Affirmed.

/s/ Michael J. Kelly

/s/ Janet T. Neff

/s/ Michael R. Smolenski